

# Defences

## Learning About Law – Chapter 8

Summarize/define the following 11 defences:

1. Alibi -
2. Automatism -
3. Mental disorder -
4. Intoxication -
5. Mistake of fact -
6. Self-defence -
7. Duress -
8. Consent
9. Legal duty -
10. Entrapment -
11. Double jeopardy -

Acronym to remember: "CADDAMSMILE"

## Which of the defences would apply?

Write your answer below each of the following statements:

- a. *"But I don't remember anything! I was drinking all day."*
- b. *"I had to commit the robbery because they told me to. They said they had taken my daughter."*
- c. *"I would never have gotten involved selling these stolen items if I had not been asked to by an undercover officer. I thought I was helping to find criminals."*
- d. *"I didn't mean to hurt anyone. That type of hard tackle is part of the game."*
- e. *"I didn't know I was walking into someone else's house. The door was open and I thought I was home. In my neighbourhood, all the houses look the same."*
- f. *I have even gotten up and dressed for work when I was sleepwalking. I was absolutely surprised when I woke up in the front seat of my car with the motor running. The police officer who stopped me wanted to know where I was going."*
- g. *"I had to fight back. She might have killed me."*
- h. *"As school administrator, I am sometime required to open lockers and search them. The evidence I find can be used in court, as long as it was lawfully obtained and I had reasonable grounds to search the locker."*
- i. *"But I was nowhere near that intersection when the hit and run took place. I was at my sister's house, and I can prove it."*
- j. *"I don't know why this argument was different from all the others. My husband used to be so sweet. But over the years, he would often hit me when he got mad. I was so afraid he would kill me one day!"*